

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION**

PAYPAL, INC.

**Plaintiff and Counterclaim
Defendant,**

v.

RETAILMENOT, INC.,

**Defendant and Counterclaim
Plaintiff.**

Civil Action No.: 1:20-cv-814-ADA

JURY TRIAL DEMANDED

**JOINT MOTION FOR ENTRY OF AN ORDER REFLECTING
THE STIPULATION OF DISMISSAL**

Pursuant to Fed. R. Civ. P. 41(a), plaintiff PayPal, Inc. and defendant RetailMeNot, Inc., parties to this legal action, by and through their attorneys, do hereby jointly move for an order approving their stipulation as follows:

1. All claims against RetailMeNot, Inc. are dismissed with prejudice.
2. All counterclaims against PayPal, Inc. are dismissed with prejudice.
3. Each party is to bear its own costs and attorneys' fees with respect to this legal action and the entry of this Stipulation and Order of Dismissal.
4. The Court may enter an Order adopting this Stipulation of Dismissal and Proposed Order Thereon as the Order of the Court.

Dated: October 27, 2020

Respectfully Submitted,

KIRKLAND & ELLIS LLP

FISH & RICHARDSON P.C

By: /s/ Jon R. Carter

Robert A. Appleby, P.C. (*pro hac vice*)
rappleby@kirkland.com
Jeanne M. Heffernan, P.C. (*pro hac vice*)
jheffernan@kirkland.com
Jon R. Carter (*pro hac vice*)
jon.carter@kirkland.com
601 Lexington Avenue
New York, NY 10022-4611
Tel: (212) 446-4800

SHELTON COBURN LLP
Barry Shelton
Texas Bar No. 24055029
bshelton@sheltoncoburn.com
Bradley Coburn
Texas Bar No. 24036377
coburn@sheltoncoburn.com
311 Ranch Road 620 S, Suite 205
Austin, TX 78734-4775
Tel: (512) 263-2165

**COUNSEL FOR DEFENDANT AND
COUNTERCLAIM PLAINTIFF,
RETAILMENOT, INC.**

By: /s/ David M. Hoffman

David M. Hoffman
Texas Bar No. 24046084
hoffman@fr.com
111 Congress Avenue, Suite 810
Austin, TX 78701
Tel: (512) 472-5070
Fax: (512) 320-8935

Juanita Brooks
brooks@fr.com
12390 El Camino Real, Suite 100
San Diego, CA 92150
Tel: (858) 678-5070
Fax: (858) 378-5099

Indranil Mukerji
mukerji@fr.com
Stephen A. Marshall (*pro hac vice*)
smarshall@fr.com
1000 Maine Ave., S.W., Suite 1000
Washington, D.C. 20024
Tel: (202) 783-5070
Fax: (202) 783-2331

Katherine H. Reardon (*pro hac vice*)
reardon@fr.com
7 Times Square, 20th Floor
New York, NY 10036
Tel: (212) 765-5070
Fax: (212) 258-2291

**COUNSEL FOR PLAINTIFF AND
COUNTERCLAIM DEFENDANT,
PAYPAL, INC.**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a) on October 27, 2020, and it was served via CM/ECF on all counsel who are deemed to have consented to electronic service. Local Rule CV-5(b)(1).

/s/ David M. Hoffman

David M. Hoffman